

COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP  
WILLOW E. RADCLIFFE (200087)  
SARAH R. HOLLOWAY (254134)  
100 Pine Street, Suite 2600  
San Francisco, CA 94111  
Telephone: 415/288-4545  
415/288-4534 (fax)  
[willowr@csgrr.com](mailto:willowr@csgrr.com)  
[holloway@csgrr.com](mailto:holloway@csgrr.com)

Lead Counsel for Plaintiff

[Additional counsel appear on signature page.]

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

12 CHARLES WOZNIAK, Individually and on ) No. 3:09-cv-03671-MMC  
13 Behalf of All Others Similarly Situated, )  
14 Plaintiff, ) CLASS ACTION  
15 vs. ) STIPULATION AND [PROPOSED] ORDER  
16 ALIGN TECHNOLOGY INC., et al., ) EXTENDING TIME FOR FILING LEAD  
17 Defendants. ) PLAINTIFF'S AMENDED COMPLAINT  
 ) AND BRIEFING SCHEDULE ON MOTION  
 ) TO DISMISS  
 )

1           WHEREAS, on November 24, 2009, the parties filed a stipulation (Docket No. 20) setting  
2 forth proposed dates for the filing of lead plaintiff's amended complaint and the briefing schedule on  
3 motion to dismiss, as follows:

- 4           1.       Lead plaintiff shall file an amended complaint no later than January 15, 2010;  
5           2.       Defendants shall file their response to the amended complaint or motion to dismiss no  
6 later than March 12, 2010;  
7           3.       Lead plaintiff shall file its opposition to the motion to dismiss no later than May 7,  
8 2010;  
9           4.       Defendants shall file their reply in support of the motion to dismiss no later than June  
10 7, 2010; and

11           5.       The case management conference shall be continued until September 10, 2010.

12           WHEREAS, on December 2, 2009, this Court issued an order approving the above briefing  
13 schedule and continuing the case management conference to September 10, 2010 (Docket No. 21).

14           WHEREAS, due to a scheduling conflict, lead plaintiff has requested and defendants have  
15 agreed, subject to the approval of the Court, to extend the time for lead plaintiff to file its amended  
16 complaint and adjust the briefing schedule on the motion to dismiss by two weeks, as follows:

- 17           1.       Lead plaintiff shall file an amended complaint no later than January 29, 2010;  
18           2.       Defendants shall file their motion to dismiss no later than March 26, 2010;  
19           3.       Lead plaintiff shall file its opposition to the motion to dismiss no later than May 21,  
20 2010; and  
21           4.       Defendants shall file their reply in support of the motion to dismiss no later than June  
22 21, 2010.

23           WHEREAS, the proposed schedule will not cause undue delay and will not change the  
24 September 10, 2010 case management conference date already established by the Court.

25           NOW THEREFORE, it is stipulated and agreed:

- 26           1.       Lead plaintiff shall file an amended complaint no later than January 29, 2010;  
27           2.       Defendants shall file their motion to dismiss no later than March 26, 2010;

1           3. Lead plaintiff shall file its opposition to the motion to dismiss no later than May 21,  
2 2010; and

3           4. Defendants shall file their reply in support of the motion to dismiss no later than June  
4 21, 2010.

5 DATED: January 07, 2010

COUGHLIN STOIA GELLER  
RUDMAN & ROBBINS LLP  
WILLOW E. RADCLIFFE  
SARAH R. HOLLOWAY

---

/s/ Willow E. Radcliffe  
WILLOW E. RADCLIFFE

100 Pine Street, Suite 2600  
San Francisco, CA 94111  
Telephone: 415/288-4545  
415/288-4534 (fax)

Lead Counsel for Plaintiff

O'DONOGHUE & O'DONOGHUE LLP  
LOUIS P. MALONE  
4748 Wisconsin Avenue, N.W.  
Washington, DC 20016  
Telephone: 202/362-0041  
202/362-2640 (fax)

Additional Counsel for Plaintiff

DATED: January 07, 2010

WILSON SONSINI GOODRICH  
& ROSATI, P.C.  
DOUGLAS J. CLARK  
CAZ HASHEMI  
KATHERINE L. HENDERSON  
MOLLY A. ARICO

---

/s/ Katherine L. Henderson  
KATHERINE L. HENDERSON

650 Page Mill Road  
Palo Alto, CA 94304-1050  
Telephone: 650/493-9300  
650/565-5100 (fax)

Attorneys for Defendants Align Technology, Inc.  
and Thomas M. Prescott

1 I, Willow E. Radcliffe, am the ECF User whose ID and password are being used to file this  
2 Stipulation and [Proposed] Order Extending Time For Filing Lead Plaintiff's Amended Complaint  
3 and Briefing Schedule on Motion to Dismiss. In compliance with General Order 45, X.B., I hereby  
4 attest that Katherine L. Henderson has concurred in this filing.

5 \* \* \*

6 PURSUANT TO STIPULATION, IT IS SO ORDERED.  
7 DATED: January 8, 2010

8   
THE HONORABLE MAXINE M. CHESNEY  
UNITED STATES DISTRICT JUDGE

9 S:\CasesSD\Align Technology\secy\S\_000063972 extend time.doc  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28